

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

SHIRLEY TEMPLE,	§	
	§	
<i>Plaintiff</i> ,	§	
	§	
V.	§	CASE NO. 4:12cv262
	§	Judge Clark/Judge Mazzant
	§	
U.S. BANK NATIONAL ASSOCIATION,	§	
AS SUCCESSOR TRUSTEE TO BANK	§	
OF AMERICA, N.A., AS TRUSTEE FOR	§	
THE CERTIFICATEHOLDERS OF THE	§	
SAIL 2005-1 TRUST FUND and	§	
BANK OF AMERICA, N.A.,	§	
	§	
<i>Defendants.</i>	§	

**ORDER ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On December 13, 2012, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that Defendant Bank of America, N.A.'s and U.S. Bank, N.A., Trustee for the Certificate Holders of the SAIL 2005-1 trust fund's Motion to Dismiss [Doc. #30] be denied.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the court.

It is, therefore, **ORDERED** that Defendant Bank of America, N.A.'s and U.S. Bank, N.A., Trustee for the Certificate Holders of the SAIL 2005-1 trust fund's Motion to Dismiss [Doc. #30] is **DENIED**.

So **ORDERED** and **SIGNED** on January 31, 2013.

A handwritten signature in black ink that reads "Ron Clark". The signature is fluid and cursive, with "Ron" on the first line and "Clark" on the second line.

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Ron Clark  
United States District Judge